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*Attorneys for Defendant Office of the  
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**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

ELECTRONIC FRONTIER FOUNDATION,	)	NO. C 07-5278 SI
	)	
Plaintiff,	)	<b>STIPULATION EXTENDING HEARING</b>
	)	<b>DATE AND BRIEFING SCHEDULE FOR</b>
v.	)	<b>MOTION FOR ATTORNEY'S FEES</b>
	)	
OFFICE OF THE DIRECTOR OF NATIONAL	)	
INTELLIGENCE,	)	
	)	
Defendant.	)	
	)	
	)	

Plaintiff Electronic Frontier Foundation and defendant Office Director of National Intelligence of Commerce hereby stipulate to an extension of the hearing date and briefing schedule regarding plaintiff's motion for attorney's fees in the above-captioned case.

1 On March 5, 2008, the Court dismissed this case and scheduled a hearing for May 16, 2008,  
2 to address any motion filed by plaintiff for attorney's fees. Pursuant to the Court's order,  
3 plaintiff's motion for attorney's fees is currently due on April 11, 2008.  
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5 Since the entry of the Court's order, the parties have begun negotiation of attorney's fees  
6 and discussions are currently ongoing. In addition, the defendant is working through issues  
7 presented by the recent amendments to the Freedom of Information Act ("FOIA") that changed the  
8 law with respect to attorney's fees in FOIA cases. *See* OPEN Government Act of 2007, Pub. L.  
9 No. 110-175, 121 Stat. 2524. In order to provide the parties additional time to facilitate resolution  
10 of the attorney's fees issue without the need for the Court's involvement, EFF and ODNI hereby  
11 stipulate to a one-month extension of the Court's May 16, 2008 hearing date and a similar  
12 extension of the briefing schedule. In the event EFF and ODNI are unable to reach a mutually  
13 acceptable agreement on the attorney's fees issue, they will brief the matter according to the  
14 following schedule:  
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- 16 • EFF will move for attorney's fees no later than May 9, 2008.
- 17 • ODNI will oppose EFF's motion for attorney's fees no later than May 23, 2008.
- 18 • EFF will reply to ODNI's opposition no later than May 30, 2008.
- 19 • The Court will hear the motion for attorney's fees on June 20, 2008.
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1 DATED: April 1, 2008

Respectfully submitted,

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15 *Attorneys for Defendant Office of the*  
*Director of National Intelligence*

16 \* \* \*

17 PURSUANT TO STIPULATION, IT IS SO ORDERED.

18  
19 DATED: \_\_\_\_\_

Honorable Susan Illston  
United States District Judge